

# **EXHIBIT C**

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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FEDERAL HOUSING FINANCE AGENCY, :  
etc., :

Plaintiff, :

11 Civ. 5201 (DLC)

v. :

UBS AMERICAS INC., et al., :

Defendants. :

**NOTICE OF RULE 30(B)(6)  
DEPOSITION**

-----X  
Other Cases Brought By This Plaintiff: :

11 Civ. 6188 (DLC) :

11 Civ. 6189 (DLC) :

11 Civ. 6190 (DLC) :

11 Civ. 6192 (DLC) :

11 Civ. 6193 (DLC) :

11 Civ. 6195 (DLC) :

11 Civ. 6196 (DLC) :

11 Civ. 6198 (DLC) :

11 Civ. 6200 (DLC) :

11 Civ. 6201 (DLC) :

11 Civ. 6202 (DLC) :

11 Civ. 6203 (DLC) :

11 Civ. 6739 (DLC) :

11 Civ. 7010 (DLC) :

11 Civ. 7048 (DLC) :

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**PLEASE TAKE NOTICE** that pursuant to Rule 30(b)(6) of the Federal Rules of Civil

Procedure, Defendants will take the deposition upon oral examination of Plaintiff Federal

Housing Finance Agency, at 9:00 am on Thursday, July 12, 2012, at the offices of Skadden,

Arps, Slate, Meagher & Flom LLP, through the officer(s), director(s), agent(s), or such other

person(s) with the most knowledge concerning the topics listed in Schedule A hereto.

**PLEASE TAKE FURTHER NOTICE** that the deposition will take place before a notary public or other officer authorized to administer oaths and record testimony pursuant to Rule 28 of the Federal Rules of Civil Procedure, and will be recorded by stenographic means and videotape. The deposition will continue from day to day until complete, excluding Saturdays, Sundays and holidays.

Date: June 28, 2012

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**SCHEDULE A**

1. Any systematic deletion and/or destruction of potentially relevant documents by Freddie Mac or Fannie Mae at any time from January 1, 2004 through the present, including but not limited to the implementation of auto-deletion policies, the overwriting of back-up tapes, and the destruction of custodial files following an employee's departure from the GSEs.
2. Any document preservation memos that were issued by Freddie Mac or Fannie Mae in connection with any litigation, investigation or regulatory proceeding concerning mortgage loans or residential mortgage-backed securities ("RMBS") at any time from January 1, 2004 through the present, including any steps taken to preserve potentially relevant documents.
3. The organizational structure of Fannie Mae and Freddie Mac, including but not limited to the respective individuals, positions, departments, committees or other groups at Fannie Mae or Freddie Mac that had a role in each Securitization in the above-captioned Actions ("Securitization"), or that had a role in Your purchase of mortgage loans or Your securitizations of mortgage loans, including but not limited to those individuals, positions, departments, committees or other groups who had responsibility for, involvement in or knowledge of:
  - (i) Your assessment of the potential risks and benefits of non-agency mortgage backed securities;
  - (ii) approval of Your purchase of non-agency mortgage backed securities and/or in development of any limits or setting of any goals concerning such purchases;
  - (iii) any pre- or post-purchase credit analyses, due diligence processes, pricing analysis and/or other tools or analyses used by You to assess Your investments or potential investments in non-agency mortgage backed securities;
  - (iv) any assessments or analyses concerning underwriting standards or methods employed in connection with the underlying loans supporting the Securitizations;
  - (v) any assessments or analyses concerning any rating agency ratings relating to the Securitizations; and
  - (vi) communications with any third parties regarding the Certificates or Your investment in them.

As to each such individual, position, department, committee or other group, the organizational relationships between and among them; the names and Composition of any groups or other bodies that were responsible for overseeing or supporting more than one of them; and a description of the tools employed in the ordinary course of business to carry out communication and coordination between and among them.

4. The Composition of each group responsible for any aspect of Your purchase of mortgage loans, including Your due diligence, Your communications with mortgage loan originators, Your pricing decisions, Your monitoring of the performance of the mortgage loans, and Your communications with any third parties, including but not limited to any operational reviews of third parties in connection with the mortgage loans or Your purchase of them from the time period beginning January 1, 2004 through September 6, 2007.
5. The Composition of each group responsible for any aspect of Your securitizations of mortgage loans, including Your due diligence, Your communications with potential investors in Your securitizations, Your pricing decisions, Your monitoring of the performance of the securitizations, and Your communications with any third parties regarding the securitizations from the time period beginning January 1, 2004 through September 6, 2007.
6. The Composition of each group responsible for any aspect of Your economic modeling relating to the housing or mortgage markets, housing or mortgage industry trends, the Certificates or the Securitizations, Your own securitizations, and mortgage loans You purchased from the time period beginning January 1, 2004 through the present.
7. The Composition of each group responsible for the development or application of any intellectual property or other tools used to detect appraisal bias from the time period beginning January 1, 2004 through the present.
8. The Composition of each group responsible for or having knowledge of the effectiveness and limitations of automated valuation modeling from the time period beginning January 1, 2004 through the present.
9. For each Securitization, the identities of any external due diligence firms that assisted Fannie Mae or Freddie Mac.
10. The systems through which Fannie Mae and Freddie Mac maintain hard-copy files in the ordinary course that are relevant to each Securitization, private label RMBS investments generally, and the subject of discovery requests in this Action.
11. The systems through which Fannie Mae and Freddie Mac maintain electronic files in the ordinary course that are relevant to each Securitization, private label RMBS investments generally, and the subject of discovery requests in this Action.
12. The Composition of each group responsible for the decision to file the Actions.

### **DEFINITIONS**

1. The Uniform Definitions for Discovery Requests and rules of construction shall apply. *See* S.D.N.Y. Local Civil Rule 26.3.

2. The term “Actions” means the above-captioned civil actions pending in the United States District Court for the Southern District of New York.

3. The term “Complaints” means the operative complaints in the Actions, individually and collectively, and all exhibits and appendices thereto.

4. The term “Securitizations” refers to each and every securitization, individually and collectively, referred to in the Complaints.

5. The term “Certificates” means the particular Certificates, individually and collectively, that You purchased in the Securitizations.

6. The term “Composition” includes the identity of each employee, the number of employees, and the organizational structure of the identified group.

7. The term “include,” or any variant thereof, means including without limitation.

8. The terms “relating to,” “concerning,” “regarding,” and “reflecting,” and any variant thereof, mean relating to, regarding, concerning, referring to, with respect to, reflecting, describing, involving, evidencing, pertaining to, containing, setting forth, showing, disclosing, or constituting.

9. The terms “You” and “Your” refer to Plaintiff Federal Housing Finance Agency, all of its predecessor agencies or entities, including the Office of Federal Housing Enterprise Oversight and the Federal Housing Finance Board, and all entities for which it is the purported conservator, including the Federal National Mortgage Association and the Federal Home Loan

Mortgage Corporation, and all persons and entities acting or purporting to act on behalf of each of the foregoing entities, individually and collectively.